

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

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4 NICOLE MCMILLEN,

Case No. 2:14-cv-00780-APG-NJK

5 Plaintiff,

6 v.

**ORDER CERTIFYING CASE TO
NEVADA ATTORNEY GENERAL**

7 LAS VEGAS TOWNSHIP CONSTABLE'S
8 OFFICE, a political subdivision of the State
9 of Nevada; JOHN BONAVENTURA, Las
10 Vegas Township Constable, personally and
11 in his official capacity; DEPUTY
CONSTABLE BRYAN CORNELL,
12 personally and in his official capacity; and
DEPUTY DOES 1-100, personally and in
their official capacities,
Defendants.

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14 Based upon the papers submitted by the parties in this case, I conclude that some of
15 plaintiff's arguments regarding due process call into question the constitutionality of certain
16 provisions of Nevada Revised Statute § 258.070. Pursuant to 28 U.S.C. §2403(b) and Federal
17 Rule of Civil Procedure 5.1(b), I hereby certify to the Attorney General for the State of Nevada
18 that the constitutionality of N.R.S. § 258.070(3) has been called into question in this action.
19 Pursuant to Rule 5.1(c), the Attorney General for the State of Nevada has sixty (60) days from the
20 date of this Order to intervene in this action, if it chooses to do so.

21 **IT IS THEREFORE ORDERED** that the Clerk of Court shall mail a copy of this Order
22 to the Attorney General for the State of Nevada, via certified mail, return receipt requested, at
23 each of the following addresses:

24 Hon. Catherine Cortez Masto
25 Office of the Attorney General
26 100 North Carson Street
Carson City, Nevada 89701

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1 Hon. Catherine Cortez Masto
2 Office of the Attorney General
3 Grant Sawyer Building
4 555 E. Washington Avenue, Suite 3900
5 Las Vegas, Nevada 89101

6 **IT IS FURTHER ORDERED** that the parties shall forthwith serve a copy of this Order
7 upon the Attorney General for the State of Nevada.

8 DATED THIS 27th day of June, 2014.

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11 ANDREW P. GORDON
12 UNITED STATES DISTRICT JUDGE
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